

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

GOVERNMENT EMPLOYEES INSURANCE  
COMPANY, GEICO INDEMNITY COMPANY, GEICO  
GENERAL INSURANCE COMPANY, and GEICO  
CASUALTY COMPANY,

Case No.: 3:23-cv-00590-FDW-SCR

Plaintiffs,  
—against—

APEX SPINE & ORTHOPAEDICS, PLLC, et al.,

Defendants.

**STIPULATION OF DISMISSAL OF DEFENDANTS APEX SPINE &  
ORTHOPAEDICS, PLLC, AND ERIK T. BENDIKS, M.D.**

**IT IS HEREBY STIPULATED AND AGREED** by and between counsel for Plaintiffs Government Employees Insurance Co., GEICO Indemnity Co., GEICO General Insurance Company, and GEICO Casualty Co. (“Plaintiffs”), and Defendants Apex Spine & Orthopaedics, PLLC. and Erik T. Bendiks, M.D. (the “Apex Defendants”) that all claims asserted by Plaintiffs against the Apex Defendants in this action are dismissed, with prejudice and without costs, pursuant to Fed. R. Civ. Proc. 41(a)(1).

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and Erik T. Bendiks, M.D.*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and exact copy of the foregoing STIPULATION OF DISMISSAL OF DEFENDANTS APEX SPINE & ORTHOPAEDICS, PLLC AND ERIK T. BENDIKS, M.D. has been served upon counsel for the parties in interest herein by electronic mailing and/or ECF.

This 28th day of October, 2024.

/s/ Christie M. Hayes  
Christie M. Hayes, N.C. State Bar No. 41770